

REMARKS

Applicant respectfully requests reconsideration of this application as amended.

Office Action Rejections Summary

Claims 27-29 and 31 have been rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claim 4 of U.S. Patent No. 7,329,114 of Harper (“Harper”).

Claim 30 has been objected to due to its dependency on rejected claims 27 and 29.

Claims 1-6 and 33-36 have been allowed. Therefore, the following remarks are direct to the rejected claims.

Status of Claims

Claims 1-6 and 33-36 have been allowed. Claim 30 has been amended to be rewritten in independent format. No claims have been added. No new matter has been added. Claims 27-29 and 31 have been canceled, without prejudice, in order to expedite issuance of allowable claims. Applicant reserve the right to pursue the canceled claims in a continuation application.

Therefore, claims 1-6, 30 and 33-36 are pending in the application.

Claim Objection

Claim 30 has been objected to due to its dependency on rejected claims 27 and 29 on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claim 4 of Harper. Claim 30 has been rewritten in independent format including all the limitations of its original base claim 27 and original intervening claim 29. Therefore, it is submitted that claim 30 is in condition for allowance.

In conclusion, applicants respectfully submit that in view of the amendments set forth herein, the applicable rejections have been overcome.

If the Examiner believes a telephone interview would expedite the prosecution of this application, the Examiner is invited to contact Daniel Ovanezian at (408) 720-8300.

If there are any additional charges, please charge our Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

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